

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

JEFFREY A. DAMON,

Plaintiff : CIVIL ACTION NO. 3:19-1129

v. : (JUDGE MANNION)

TRADESMAN INTERNATIONAL,

Defendant :

**ORDER**

In light of the memorandum issued this same day, **IT IS HEREBY ORDERED THAT:**

- (1) The report and recommendation of Judge Mehalchick, **(Doc. 13)**, is **ADOPTED IN ITS ENTIRETY**;
- (2) The plaintiff's second amended complaint, **(Doc. 10)**, is **DISMISSED WITH PREJUDICE**, pursuant to 28 U.S.C. §1915(e)(2)(B);
- (3) The plaintiff is **DENIED** leave to file a third amended complaint based on futility; and
- (4) The clerk of court is directed to **CLOSE** this case.

s/ *Malachy E. Mannion*

**MALACHY E. MANNION**  
**United States District Judge**

**Dated: May 13, 2020**

19-1129-01-ORDER